

1                   **IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

2  
3 INVENTORSHIP ..... Matthew RUSSELL, et al.

4 ATTORNEY DOCKET NO. .... RU01-P11

5 TITLE:       **SUBTERRANEAN    STRUCTURES    AND    METHODS    FOR**  
6 **CONSTRUCTING SUBTERRANEAN STRUCTURES**

7  
8                   **DECLARATION OF JOINT INVENTORS**  
9                   **FOR PATENT APPLICATION**

10  
11           As a below named inventor, I hereby declare that:

12           My residence, post office address and citizenship are as stated below next to my  
13 name.

14           I believe I am the original, first and joint inventor of the subject matter which is  
15 claimed and for which a patent application is sought on the invention entitled:  
16 SUBTERRANEAN STRUCTURES AND METHODS FOR CONSTRUCTING SUBTERRANEAN  
17 STRUCTURES, the specification of which is filed concurrently herewith.

18           This application discloses and claims subject matter disclosed in my earlier filed co-  
19 pending U.S. Provisional Patent Application Serial No. 60/385,325, filed June 3, 2002, and  
20 entitled "Methods and Apparatus for Constructing Subterranean Structures". The  
21 specification being filed concurrently herewith further discloses and claims new subject  
22 matter beyond the subject matter disclosed and claimed in the above referenced U.S.  
23 Provisional Patent Application.

24           I hereby state that I have reviewed and understand the contents of the above-identified  
25 specifications, including the claims.

              I hereby claim benefit under Title 35, United States Code, § 120 in connection with  
said earlier filed applications.

1 I do not know and do not believe that the invention was ever known or used in the  
2 United States of America before my invention thereof.

3 I do not know and do not believe that the invention was in public use or on sale in the  
4 United States of America more than one year prior to this application.

5 As to the subject matter of this application which is common to said earlier  
6 application, I do not know and do not believe that the same was ever known or used in the  
7 United States of America before my invention thereof or patented or described in any printed  
8 publication in any country before my invention thereof, or more than one year prior to said  
9 earlier application, or in public use or on sale in the United States of American more than one  
10 year prior to said earlier application; and

11 The common subject matter has not been patented or made the subject of any  
12 inventor's certificate issued before the date of said earlier application filed by me or my legal  
13 representatives or assigns more than twelve months prior to said earlier application.

14 I acknowledge the duty to disclose information known to me to be material to  
15 patentability as defined in Title 37, Code of Federal Regulations §1.56.

16  
17 **PRIOR FOREIGN APPLICATIONS:**

18 I hereby state that no applications for foreign patents or inventor's certificates  
19 have been filed prior to the date of execution of this declaration.  
20

21 **POWER OF ATTORNEY**

22 As a joint sole Inventor, I hereby appoint the following attorney to prosecute this  
23 application and transact all business in the Patent and Trademark Office connected therewith:  
24 John S. Reid, Reg. No. 36,369.

25 Send correspondence to: Reidlaw, L.L.C., Attn: John S. Reid, 1926 S. Valleyview  
Lane, Spokane, WA 99212-0157. Direct telephone calls to: (509) 534-5789, fax (509) 532-  
0351.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that any such willful false statement may jeopardize the validity of the application or any patent issued therefrom.

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